

7. A copy of this *Hearing Designation Order* or a summary thereof SHALL BE PUBLISHED in the **Federal Register**.

8. This action is taken under delegated authority pursuant to §§ 0.131 and 0.331 of the Commission's rules, 47 CFR 0.131, 0.331.

Federal Communications Commission.

**Scot Stone,**

*Deputy Chief, Mobility Division.*

[FR Doc. E7-11231 Filed 6-12-07; 8:45 am]

BILLING CODE 6712-01-P

## FEDERAL COMMUNICATIONS COMMISSION

[WT Docket No. 07-108; DA 07-2183]

### Jack R. Sharples, Application for New License in the Amateur Radio Service

**AGENCY:** Federal Communications Commission.

**ACTION:** Notice.

**SUMMARY:** In this document, the Commission initiates a hearing proceeding before a Commission Administrative Law Judge to determine whether an application for a new license in the Amateur Radio Service Station filed by Jack R. Sharples should be granted.

**DATES:** The document was mailed to the party on May 24, 2007.

**ADDRESSES:** Federal Communications Commission, 445 12th St., SW., Washington, DC 20554.

**FOR FURTHER INFORMATION CONTACT:** Gary Schonman, Enforcement Bureau, at [Gary.Schonman@fcc.gov](mailto:Gary.Schonman@fcc.gov) or (202) 418-1795 or TTY (202) 418-1152.

**SUPPLEMENTARY INFORMATION:** This is a summary of the *Hearing Designation Order* in WT Docket No. 07-108, DA 07-2183, adopted by the Commission's Wireless Telecommunications Bureau on May 23, 2007, and released on May 24, 2007. The full text of this document is available for inspection and copying during normal business hours in the FCC Reference Center, 445 12th Street, SW., Washington, DC 20554. The complete text may be purchased from the Commission's copy contractor, Best Copy and Printing, Inc., 445 12th Street, SW., Room CY-B402, Washington, DC 20554. The full text may also be downloaded at: [www.fcc.gov](http://www.fcc.gov). Alternative formats are available to persons with disabilities by sending an e-mail to [fcc504@fcc.gov](mailto:fcc504@fcc.gov) or by calling the Consumer & Governmental Affairs Bureau at 202-418-0530 (voice), 202-418-0432 (tty).

### Synopsis of the Order

1. In this *Hearing Designation Order* the Commission initiates a hearing proceeding before a Commission Administrative Law Judge to determine whether an application for a new license in the Amateur Radio Service filed by Jack R. Sharples should be granted. The record before the Commission indicates that Sharples is a convicted felon and registered sexual predator, which raises a substantial and material question of fact as to whether Castle possesses the requisite character qualification to be and remain a Commission licensee. Because we are unable to make a determination on the record currently before us that grant of Sharples's application to renew his amateur license would serve the public interest, convenience, and necessity, we hereby designate the application for hearing, as required by 47 U.S.C. 309(e) of the Communications Act of 1934, as amended.

2. Pursuant to sections 4(i) and 309(e) of the Communications Act of 1934, as amended, 47 U.S.C. 154(i), and 309(e), the captioned application IS DESIGNATED FOR HEARING in a proceeding before an FCC Administrative Law Judge, at a time and place to be specified in a subsequent *Order*, upon the following issues:

(a) To determine the effect of Jack R. Sharples's felony adjudication(s) on his qualifications to be licensed by the Commission.

(b) In light of the evidence adduced pursuant to the foregoing issue, to determine whether Jack R. Sharples is qualified to be a Commission licensee.

(c) In light of the evidence adduced pursuant to the foregoing issues, to determine whether the captioned application filed by Jack R. Sharples should be granted.

2. Pursuant to section 4(i) of the Communications Act of 1934, as amended, 47 U.S.C. 154(i), and § 1.221(c) of the Commission's rules, 47 CFR 1.221(c), in order to avail himself of the opportunity to be heard, Jack R. Sharples, in person or by his attorney, SHALL FILE with the Commission, within twenty days of the mailing of this *Hearing Designation Order* to him, a written appearance stating that he will appear on the date fixed for hearing and present evidence on the issues specified herein.

3. Pursuant to § 1.221(c) of the Commission's Rules, 47 CFR 1.221(c), if Jack R. Sharples fails to file a written appearance within the twenty-day period, or has not filed prior to the expiration of the twenty-day period, a petition to dismiss without prejudice, or

a petition to accept, for good cause shown, a written appearance beyond the expiration of the twenty-day period, the Presiding Administrative Law Judge SHALL DISMISS the captioned application with prejudice for failure to prosecute.

4. The Chief, Enforcement Bureau, shall be made a party to this proceeding without the need to file a written appearance.

5. Pursuant to sections 4(i) and 309(e) of the Communications Act of 1934, as amended, 47 U.S.C. 154(i), and 309(e), the burden of proceeding with the introduction of evidence and the burden of proof with respect to all of the issues specified above SHALL BE on Jack R. Sharples.

6. A copy of this *Hearing Designation Order* or a summary thereof SHALL BE PUBLISHED in the **Federal Register**.

7. This action is taken under delegated authority pursuant to §§ 0.131 and 0.331 of the Commission's Rules, 47 CFR 0.131, 0.331.

Federal Communications Commission.

**Scot Stone,**

*Deputy Chief, Mobility Division.*

[FR Doc. E7-11243 Filed 6-12-07; 8:45 am]

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## FEDERAL MARITIME COMMISSION

### Notice of Agreements Filed

The Commission hereby gives notice of the filing of the following agreements under the Shipping Act of 1984. Interested parties may submit comments on agreements to the Secretary, Federal Maritime Commission, Washington, DC 20573, within ten days of the date this notice appears in the **Federal Register**. Copies of agreements are available through the Commission's Office of Agreements (202-523-5793 or [tradeanalysis@fmc.gov](mailto:tradeanalysis@fmc.gov)).

*Agreement No.:* 011906-001.

*Title:* HSDG/ELJSA Space Charter Agreement.

*Parties:* Hamburg Sud and Evergreen Marine Corp. (Taiwan) Ltd.

*Filing Party:* Wayne R. Rohde, Esq.; Sher & Blackwell LLP; 1850 M Street, NW.; Suite 900; Washington, DC 20036.

*Synopsis:* The amendment would substitute Evergreen Line Joint Service Agreement ("ELJSA") for Evergreen Marine Corp. and address ELJSA's obligations in light of this substitution. It would also clarify Article 10 and rename and restate the agreement.

*Agreement No.:* 011998-001.

*Title:* CSAV/EUKOR Venezuela Space Charter Agreement.

*Parties:* EUKOR Car Carriers, Inc. and Compania Sud Americana de Vapores.

*Filing Party:* Walter H. Lion, Esq.; McLaughlin & Stern, LLP; 260 Madison Ave.; New York, NY 10016.

*Synopsis:* The amendment adds the port of Jacksonville, Florida, to the geographic scope of the agreement.

*Agreement No.:* 012003.

*Title:* APL/CMA CGM/HMM/MOL China/U.S. East Coast Via Panama Vessel Sharing Agreement.

*Parties:* APL Co. Pte Ltd.; American President Lines, Ltd.; CMA CGM S.A.; Hyundai Merchant Marine Co., Ltd.; and Mitsui O.S.K. Lines, Ltd.

*Filing Party:* David B. Cook, Esq.; Goodwin Proctor LLP; 901 New York Avenue, NW.; Washington, DC 20001.

*Synopsis:* The agreement authorizes the parties to share vessel space and engage in related cooperative activities in the trade between China (including Hong Kong) and Panama and the U.S. East Coast.

*Agreement No.:* 012004.

*Title:* HMM/ELJSA Slot Exchange Agreement.

*Parties:* Hyundai Merchant Marine Co., Ltd. and Evergreen Line Joint Service Agreement.

*Filing Party:* Paul M. Keane, Esq.; Cichanowicz, Callan, Keane, Vengrow & Textor, LLP; 61 Broadway; Suite 3000; New York, NY 10006-2802.

*Synopsis:* The agreement authorizes the parties to exchange container slots in the trade between U.S. East Coast ports and ports in China, Japan, South Korea, Taiwan, and Panama. This agreement replaces an earlier agreement between the parties in the trade.

*Agreement No.:* 201162-002.

*Title:* NYSA-ILA Assessment Agreement.

*Parties:* New York Shipping Association, Inc. and the International Longshoremen's Association, AFL-CIO for the Port of New York and New Jersey.

*Filing Parties:* Richard P. Lerner, Esq.; The Lambos Firm; 29 Broadway—9th Floor; New York, NY 10006; and Andre Mazzola, Esq.; Gleason, Marrinan & Mazzola Mardon, P.C.; 26 Broadway—17th Floor; New York, NY 10004.

*Synopsis:* The amendment revises and sets assessment rates for certain containers.

By Order of the Federal Maritime Commission.

Dated: June 8, 2007.

**Karen V. Gregory,**

*Assistant Secretary.*

[FR Doc. E7-11411 Filed 6-12-07; 8:45 am]

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## FEDERAL MARITIME COMMISSION

[Docket No. 07-05]

### K.E.I. Enterprise d/b/a KEI Logix v. Greenwest Activewear, Inc.; Notice of Filing of Complaint and Assignment

Notice is given that a complaint has been filed with the Federal Maritime Commission ("Commission") by K.E.I. Enterprise d/b/a KEI Logix. Complainant asserts that it is a corporation formed and existing under the laws of the State of California and is licensed by the Commission as a Non-Vessel-Operating Common Carrier. Complainant alleges that Respondent, Greenwest Activewear, Inc., is an exporter of fabric and other goods that has its principal place of business in California. Complainant also alleges that Respondent's place of incorporation is unknown.

Complainant asserts that it transported fabric from the United States to Guatemala on behalf of Respondent on an ongoing basis during 2006. Complainant contends that Respondent refused to pay freight due on other shipments as a result of Complainant's denial to fulfill a claim filed by Respondent for cargo stolen while in transit by an inland carrier in Guatemala. Accordingly, Complainant refused to release these other shipments. Complainant claims that a compromise was reached whereby Respondent agreed to pay Complainant freight due in the amount of \$101,019.08, and Complainant would release all of Respondent's cargo. Complainant avers that, pursuant to the compromise, on May 16, 2007, Respondent delivered three postdated checks totaling \$101,019.08, and Complainant subsequently released Respondent's cargo on that same day. On May 17, 2007, Complainant asserts that it was informed by Respondent's bank that Respondent had placed a stop payment order on the postdated checks totaling \$101,019.08.

Complainant contends that Respondent violated of the Shipping Act of 1984 ("the Shipping Act") by inducing Complainant to relinquish the cargo and lose its possessory maritime lien when it purportedly made payment of freight by postdated checks, knowing that it would stop payment on such checks once Complainant released the cargo. Complainant asserts that Respondent knowingly and willfully, by means of unjust or unfair device, obtained ocean transportation for property at less than the rates or charges that Complainant would otherwise apply. 46 U.S.C. 41102(a).

Complainant asserts that it has been injured and damaged in the sum of \$108,019.08. Complainant requests that the Commission require Respondent to: (1) Answer the charges in the subject complaint; (2) cease and desist from the aforesaid violation of the Shipping Act; and (3) pay to Complainant by way of reparations the sum of \$108,019.08 with interest and attorney's fees and any other sums as the Commission determines to be proper under the Shipping Act. 46 U.S.C. 41305(b). Additionally, Complainant requests that the Commission issue further order(s) as it determines to be proper in the premises, and that the hearing be in Los Angeles, California.

This proceeding has been assigned to the Office of Administrative Law Judges. Hearing in this matter, if any is held, shall commence within the time limitations prescribed in 46 CFR 502.61, and only after consideration has been given by the parties and the presiding officer to the use of alternative forms of dispute resolution. The hearing shall include oral testimony and cross-examination in the discretion of the presiding officer only upon proper showing that there are genuine issues of material fact that cannot be resolved on the basis of sworn statements, affidavits, depositions, or other documents or that the nature of the matter in issue is such that an oral hearing and cross-examination are necessary for the development of an adequate record. Pursuant to the further terms of 46 CFR 502.61, the initial decision of the presiding officer in this proceeding shall be issued by June 6, 2008, and the final decision of the Commission shall be issued by October 6, 2008.

**Karen V. Gregory,**

*Assistant Secretary.*

[FR Doc. E7-11402 Filed 6-12-07; 8:45 am]

BILLING CODE 6730-01-P

## FEDERAL MARITIME COMMISSION

### Ocean Transportation Intermediary License Applicants

Notice is hereby given that the following applicants have filed with the Federal Maritime Commission an application for license as a Non-Vessel—Operating Common Carrier and Ocean Freight Forwarder—Ocean Transportation Intermediary pursuant to section 19 of the Shipping Act of 1984 as amended (46 U.S.C. Chapter 409 and 46 CFR 515).

Persons knowing of any reason why the following applicants should not receive a license are requested to contact the Office of Transportation